

# SEVENTY-NINTH DAY

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MONDAY, MAY 19, 1997

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## PROCEEDINGS

The Senate met at 9:30 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Cain, Duncan, Ellis, Fraser, Gallegos, Galloway, Harris, Haywood, Lindsay, Lucio, Luna, Madla, Moncrief, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Truan, Wentworth, West, Whitmire, Zaffirini.

Absent-excused: Carona.

The President announced that a quorum of the Senate was present.

The Reverend R. Michael Vaughan, Pastor, Saint John United Church of Christ of Richland, Pflugerville, offered the invocation as follows:

Wondrous and gracious God, we give You thanks for the gift of this, a new day. How magnanimous Your divine hand that surrounds us with wonders and joys. Above all, we thank You for this free nation where liberty sings in the hearts of citizens, and for this fair State of Texas where that same liberty is deeply prized. We invite Your spirit into our midst this day, that You would be our inspiration and our guide in the work ahead of us. Set before us Your wisdom, that light may be shed upon the matters of our concern. As Your Son, Jesus Christ, became as a servant to humankind, so enable us to be servants of the public good. Humble us with the knowledge and awareness of the needs of our smallest constituents as well as the greatest. Bring our hearts to courage, that we would seek the right and the true above all else that would lure or mislead.

Finally, O God, in and above all things, Thy will be done for those assembled here, for our beloved state, and for its people. This we pray in the name of Jesus the Christ, our Lord. Amen.

On motion of Senator Truan and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

## LEAVE OF ABSENCE

On motion of Senator Shapiro, Senator Carona was granted leave of absence for today on account of important business.

**CAPITOL PHYSICIAN**

Senator Harris was recognized and presented Dr. Erica Swegler of Keller as the "Doctor for the Day."

The Senate welcomed Dr. Swegler and thanked her for her participation in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

**SENATE BILL 273 WITH HOUSE AMENDMENT**

Senator Zaffirini called **SB 273** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

**Amendment**

Amend **SB 273** by substituting in lieu thereof the following:

**A BILL TO BE ENTITLED  
AN ACT**

relating to development of a statewide consumer guide for senior citizens.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 403, Government Code, is amended by adding Section 403.026 to read as follows:

Sec. 403.026. SENIOR CITIZEN CONSUMER GUIDE; INTERAGENCY WORK GROUP. (a) The Texas Department of Aging shall develop and annually update a statewide consumer guide for senior citizens designed to assist senior citizens and their families in making informed choices regarding available senior services. The guide must:

(1) contain a directory of service providers for senior citizens in a format developed by the interagency work group created under Subsection (b) and arranged by geographical area if appropriate;

(2) contain comprehensive information on services available to senior citizens, including long-term care services, housing assistance, meals, personal care, and transportation;

(3) enable a senior citizen or a person assisting a senior citizen to identify and assess each option available for meeting a senior citizen's individual needs; and

(4) prominently display:

(A) the regional toll-free access number of the appropriate area agency on aging; and

(B) the toll-free number of the Texas Department on Aging.

(b) An interagency work group is created to assist the Texas Department of Aging in developing and updating the guide. The work group is composed of representatives from:

(1) the comptroller's office, appointed by the comptroller;

(2) the Texas Department on Aging, appointed by the executive director of that agency;

(3) the Texas Department of Human Services, appointed by the commissioner of human services;

(4) the Texas Department of Housing and Community Affairs, appointed by the director of that agency; and

(5) the Health and Human Services Commission, appointed by the commissioner of health and human services.

(c) The executive director may request that other state agencies or universities designate representatives to serve on the work group in addition to the representatives listed in Subsection (b) if the agency or university requested to participate has an employee with specialized expertise or knowledge of a subject matter to be included in the guide.

(d) A member of the work group serves at the will of the appointing entity.

(e) The Board of the Texas Department of Aging shall appoint a member of the work group to serve as presiding officer, and members of the work group shall elect any other necessary officers.

(f) The work group shall meet at the call of the presiding officer.

(g) The appointing entity is responsible for the expenses of a member's service on the work group. A member of the work group receives no additional compensation for serving on the work group.

(h) The work group is not subject to Article 6252-33, Revised Statutes.

(i) The entities listed in Subsections (b)(2)-(5) shall take all action necessary to assist the Texas Department on Aging in developing and updating the guide, including providing staff with expertise in information and referral services and other necessary information, but may not diminish services required to be provided by other law.

(j) The work group may modify the contents of the guide if the modifications do not detract from the goal of increasing consumer access to senior services.

(k) The Texas Department on Aging shall make the guide available to:

(1) the public through the Internet; and

(2) each area agency on aging and, on request, to another state agency in electronic format.

(l) In conducting the work needed to develop the statewide consumer guide for senior citizens, the interagency work group shall consult with consumer and provider groups involved in the delivery of long-term care services.

SECTION 2. Subchapter B, Chapter 101, Human Resources Code, is amended by adding Section 101.031 to read as follows:

Sec. 101.031. SENIOR CITIZEN CONSUMER GUIDE; SUPPORT AND DISTRIBUTION. (a) The board by rule shall require an area agency on aging to submit annually to the Texas Department Aging current information on local service providers and resources for senior citizens for inclusion in the senior citizen consumer guide created under Section 403.026, Government Code. Each agency shall provide the information in a format prescribed by the Texas Department on Aging.

(b) An area agency on aging shall make the guide available to as many senior citizens in the agency's service area as possible.

SECTION 3. Section 101.022, Human Resources Code, is amended by adding Subsections (f) and (h) to read as follows:

(f) The department shall lead a group of state agencies formed to identify and address in cooperative efforts all major public policy issues relating to the aging of Texas residents. The group shall include the office of the comptroller, the Employees Retirement System of Texas, the Texas Department of Housing and Community Affairs, the Texas Department of Insurance, and each health and human services agency, as defined by Section 531.001, Government Code. The group may include other agencies identified by the executive director of aging. To the extent possible without adversely impacting other duties, each agency included in the group shall cooperate with the department and contribute as appropriate to the department's and group's efforts relating to aging.

(h) The department shall form a broad-based coalition of the public and private sectors in developing materials and conducting public information campaigns to assist Texas residents in preparing for retirement and aging from a holistic perspective. The coalition shall include representatives of the finance, law, and health care professions, the housing industry, business, media, faith-based communities, and senior citizens.

SECTION 4. (a) The comptroller shall coordinate a joint study of planning and financial strategies for long-term health care for the elderly and persons with disabilities to be conducted by:

- (1) the office of the comptroller;
- (2) the Texas Department on Aging;
- (3) the Texas Department of Human Services;
- (4) the Health and Human Services Commission;
- (5) the Texas Department of Insurance;
- (6) the office of public insurance counsel;
- (7) the Texas Department of Health;
- (8) the Employees Retirement System of Texas;
- (9) the Texas Department of Housing and Community Affairs;
- (10) The University of Texas System;
- (11) Texas A&M University; and
- (12) each medical school operated by The University of

Texas System.

(b) The study shall include a consideration of financial methods of improving access to long-term health care, including:

- (1) long-term health care insurance;
- (2) vouchers for long-term health care; and
- (3) buy-in arrangements to managed care programs.

(c) The comptroller may contract with an actuary for assistance with financial aspects of the study.

(d) In this section, "long-term health care" includes:

- (1) adult day-care facilities;
- (2) adult day health care facilities;
- (3) home and community support services housing programs for the elderly or persons with disabilities;
- (4) nursing facilities;
- (5) personal care facilities;
- (6) respite care services; and
- (7) other services providing care for persons who are elderly or disabled.

(e) Not later than December 15, 1998, the comptroller shall submit to the legislature a report containing findings and recommendations resulting from the study.

SECTION 5. Not later than January 10, 1998, each area agency on aging shall submit to the Texas Department on Aging information on local resources for senior citizens in the agency's area for inclusion in the initial senior citizen consumer guide created under Section 403.026, Government Code, as added by this Act.

SECTION 6. Prior to completion of the guide, the Texas Department on Aging shall provide opportunity for review and comment of the guide under development to consumer and provider groups involved in the delivery of long-term care services. Not later than February 14, 1998, the department shall complete development of the senior citizen consumer guide required by Section 403.026, Government Code, as added by this Act, and make the guide available in the manner required by that section.

SECTION 7. Not later than January 15, 1999, the interagency work group created under Subsection (b), Section 403.026, Government Code, as added by this Act, shall prepare and deliver to the clerks of the standing committees of the senate and house of representatives with primary jurisdiction over human services a report concerning the effectiveness of the senior citizen consumer guide required by Section 403.026, Government Code, as added by this Act.

SECTION 8. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The amendment was read.

Senator Zaffirini moved that the Senate do not concur in the House amendment, but that a conference committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

The President asked if there were any motions to instruct the conference committee on **SB 273** before appointment.

There were no motions offered.

The President announced the appointment of the following conferees on the part of the Senate on the bill: Senators Zaffirini, Chair; Nelson, Ellis, Gallegos, and Haywood.

#### **SENATE BILL 1248 WITH HOUSE AMENDMENT**

Senator Madla called **SB 1248** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

**Floor Amendment No. 1 on Third Reading**

Amend **SB 1248** on third reading as follows:

(1) In Section 252.002, Health and Safety Code, as added by SECTION 1 of the bill, strike Subdivision (4) and substitute:

(4) "Facility" means a home or an establishment that:

(A) furnishes food, shelter, and treatment or services to four or more persons unrelated to the owner;

(B) is primarily for the diagnosis, treatment, or rehabilitation of persons with mental retardation or related conditions; and

(C) provides in a protected setting continuous evaluation, planning, 24-hour supervision, coordination, and integration of health or rehabilitative services to help each resident function at the resident's greatest ability.

(2) In Section 252.066(b), Health and Safety Code, as added by SECTION 1 of the bill, strike "A penalty must be appropriate to the violation and may be imposed only when a violation presents an immediate and serious threat to the health and safety of a resident." and substitute "A penalty must be appropriate to the violation."

(3) In Section 252.094, Health and Safety Code, as added by SECTION 1 of the bill, strike Subsection (b) and substitute the following:

(b) The trustee may petition the court to order the release to the trustee of any payment owed the trustee for care and services provided to the residents if the payment has been withheld, including a payment withheld by a governmental agency or other entity during the appointment of the trustee, such as payments:

(1) for Medicaid or insurance;

(2) by a third party; or

(3) for medical expenses borne by the residents.

(4) In Section 252.096, Health and Safety Code, as added by SECTION 1 of the bill, strike Subsection (d) and substitute:

(d) The amount that remains unreimbursed on the first anniversary of the date on which the money is received is delinquent and the Texas Department of Mental Health and Mental Retardation may determine that the facility is ineligible for a Medicaid provider contract.

(5) Strike Section 252.151, Health and Safety Code, as added by SECTION 1 of the bill, and substitute:

Sec. 252.151. ADMINISTRATION OF MEDICATION. The department shall adopt rules relating to the administration of medication in facilities.

(6) Strike Section 252.152, Health and Safety Code, as added by SECTION 1 of the bill, and substitute:

Sec. 252.152. REQUIRED MEDICAL EXAMINATION. (a) The department shall require each resident to be given at least one medical examination each year.

(b) The department shall specify the details of the examination.

Sec. 252.153. EMERGENCY MEDICATION KIT. (a) A facility licensed under this chapter is entitled to maintain a supply of controlled substances in an emergency medication kit for a resident's emergency medication needs.

(b) The controlled substances shall be labeled in accordance with all applicable state and federal food and drug laws, including Chapter 481 (Texas Controlled Substances Act).

(c) The board shall adopt rules governing the amount, type, and procedure for use of the controlled substances in the emergency medication kit. The storage of the controlled substances in the kit is under the supervision of the consultant pharmacist.

(d) The administration of the controlled substances in the emergency medication kit shall comply with all applicable laws.

The amendment was read.

On motion of Senator Madla, the Senate concurred in the House amendment to **SB 1248** by a viva voce vote.

#### **SENATE BILL 1017 WITH HOUSE AMENDMENT**

Senator Patterson called **SB 1017** from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

#### **Amendment No. 1**

Amend **SB 1017** as follows:

Strike Subsection (f) of Section 1 of the bill and substitute the following:

(f) The comptroller may not advise a property owner, a property owner's agent, an appraisal district, or an appraisal review board on a matter that the comptroller knows is the subject of a protest to the appraisal review board.

The amendment was read.

On motion of Senator Patterson, the Senate concurred in the House amendment to **SB 1017** by a viva voce vote.

#### **SENATE JOINT RESOLUTION 33 WITH HOUSE AMENDMENT**

Senator Moncrief called **SJR 33** from the President's table for consideration of the House amendment to the resolution.

The President laid the resolution and the House amendment before the Senate.

#### **Amendment**

Amend **SJR 33** by substituting in lieu thereof the following:

#### **A JOINT RESOLUTION**

proposing a constitutional amendment relating to the purposes for which money in the compensation to victims of crime fund and the compensation to victims of crime auxiliary fund may be used.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:**

**SECTION 1.** Article I, Texas Constitution, is amended by adding Section 31 to read as follows:

Sec. 31. (a) The compensation to victims of crime fund created by general law and the compensation to victims of crime auxiliary fund created by general law are each a separate dedicated account in the general revenue fund.

(b) Except as provided by Subsection (c) of this section, the legislature may appropriate money in the compensation to victims of crime fund or in the compensation to victims of crime auxiliary fund only for the purposes of compensating victims of crime, providing services to victims of crime, and paying the administrative costs of providing services to victims of crime.

(c) The legislature may provide by law that money in the compensation to victims of crime fund or in the compensation to victims of crime auxiliary fund may be expended for the purpose of assisting victims of episodes of mass violence if other money appropriated for emergency assistance is depleted.

(d) This section takes effect January 1, 1998. This subsection expires January 2, 1998.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held November 4, 1997. The ballot shall be printed to permit voting for or against the proposition: "The constitutional amendment designating the purposes for which money in the compensation to victims of crime fund and the compensation to victims of crime auxiliary fund may be used."

The amendment was read.

Senator Moncrief moved that the Senate do not concur in the House amendment, but that a conference committee be appointed to adjust the differences between the two Houses on the resolution.

The motion prevailed.

The President asked if there were any motions to instruct the conference committee on **SJR 33** before appointment.

There were no motions offered.

The President announced the appointment of the following conferees on the part of the Senate on the resolution: Senators Moncrief, Chair; Ratliff, Bivins, Truan, and Lucio.

#### **CONFERENCE COMMITTEE REPORT ON HOUSE BILL 2692**

Senator Carona submitted the following Conference Committee Report:

Austin, Texas  
May 15, 1997

Honorable Bob Bullock  
President of the Senate

Honorable James E. "Pete" Laney  
Speaker of the House of Representatives

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on **HB 2692** have



had the same under consideration, and beg to report it back with the recommendation that it do pass.

CARONA  
LUCIO  
WEST  
SHAPIRO  
CAIN

EHRHARDT  
HILL  
MADDEN  
HODGE  
BURNAM

On the part of the Senate      On the part of the House

The Conference Committee Report was read and was filed with the Secretary of the Senate.

#### **SENATE BILL 1368 WITH HOUSE AMENDMENTS**

Senator Ellis called **SB 1368** from the President's table for consideration of the House amendments to the bill.

The President laid the bill and the House amendments before the Senate.

##### **Amendment No. 1**

Amend **SB 1368**, in SECTION 1 of the bill, in proposed Section 600.003(c), Transportation Code (engrossed version, page 2, lines 14-15), by striking "on property of the institution" and substituting "only on the property of the institution that commissioned the campus security personnel under Section 51.212, Education Code".

##### **Amendment No. 2**

Amend **SB 1368** in SECTION 1 of the bill, in proposed Section 600.003, Transportation Code (engrossed version, page 2, between lines 19 and 20), by inserting the following subsection:

(e) The governing body of the municipality or the commissioners court of the county that approves the enforcement of traffic laws under Subsection (b) shall also determine the disposition of funds collected under this section from any fees or fines from the enforcement of a traffic law of this state.

The amendments were read.

On motion of Senator Ellis, the Senate concurred in the House amendments to **SB 1368** by a viva voce vote.

(Senator Truan in Chair)

#### **SESSION TO CONSIDER EXECUTIVE APPOINTMENTS**

The Presiding Officer announced the time had arrived to consider the executive appointments to agencies, boards, and commissions. Notice of submission of these names for consideration was given Friday, May 16, 1997, by Senator Madla.

Senator Madla moved confirmation of the nominees reported Friday by the Committee on Nominations.

The Presiding Officer asked if there were requests to sever nominees.

There were no requests offered.

**NOMINEES CONFIRMED**

The following nominees as reported by the Committee on Nominations were confirmed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

Member, Texas Alcoholic Beverage Commission: ALLAN SHIVERS, Jr., Travis County.

Members, Texas Commission on Alcohol and Drug Abuse: ROLLAND CRATEN ALLEN III, Nueces County; BEVERLY BARRON, Ector County; HECTOR DELGADO, El Paso County; DOROTHY L. GRASTY, Tarrant County; NORWOOD W. KNIGHT-RICHARDSON, M.D., Galveston County; JAMES C. OBERWETTER, Dallas County.

Members, Texas Board on Aging: MIRIAM ANN BURTON, Montgomery County; V. F. JACK BURTON, O.D., Johnson County; THOMAS EDWIN OLIVER, Harris County; JANET P. PATTERSON, Dallas County; WILLIAM TOLER SHANER, Midland County; HOLLY HARVEL WILLIAMSON, Harris County.

Members, Texas Board of Chiropractic Examiners: KEITH HUBBARD, D.C., Tarrant County; OLIVER R. SMITH, Jr., D.C., El Paso County; DORA INES VALVERDE, Hidalgo County; JOHN CLARK WEDDLE, D.C., Rockwall County; CAROLYN DAVIS WILLIAMS, D.C., Harris County.

Member, Texas Lottery Commission: JOHN L. HILL, Jr., Harris County.

Members, Texas State Board of Medical Examiners: LEE S. ANDERSON, M.D., Tarrant County; PETER CHANG, M.D., Harris County; ANN FOREHAND, Bowie County; EDWARD S. HICKS, Sr., Nueces County; MARIA DEL CONSUELO "CONNIE" NAVAR-CLARK, El Paso County; LARRY PRICE, D.O., Bell County; JANET TORNELLI-MITCHELL, M.D., Dallas County; JENAT TERHUNE "TEDDY" TURNER, Travis County.

Members, State Pension Review Board: LEONARD R. CARGILL, Jr., Harris County; CRAIG S. GORALSKI, Sr., Harris County; WILLIAM MAHOMES, Jr., Collin County; DON C. REYNOLDS, Tarrant County; FREDERICK E. ROWE, Jr., Dallas County; SHARI OVALLINE SHIVERS, Travis County.

Member, State Preservation Board: DEALEY DECHERD HERNDON, Travis County.

Members, Texas Racing Commission: LARRY JAY CHRISTOPHER, Houston County; JAMES L. SCHULZE, D.V.M., Montgomery County.

Member, Texas Transportation Commission: ROBERT LEE NICHOLS, Cherokee County.

Members, Trinity River Authority of Texas Board of Directors: LESLIE C. BROWNE, Tarrant County; PATRICIA TAYLOR CLAPP,

Dallas County; HECTOR ESCAMILLA, Jr., Dallas County; BENNY L. FOGLEMAN, Polk County; JANE M. FOUTY, Navarro County; EDWARD EUGENE HARGETT, Houston County; JOHN W. JENKINS, Chambers County; JAMES W. PORTER, Dallas County; JACK C. VAUGHN, Jr., Dallas County; WALTER C. WHITE, Trinity County.

Members, Texas County and District Retirement System Board of Trustees: MARTHA GUSTAVSEN, Montgomery County; JOHN R. MARSHALL, Tarrant County; WILLIAM A. MELTON, Sr., Dallas County; STEVEN MICHAEL RADACK, Harris County.

Member, Employees Retirement System of Texas Board of Trustees: CAROLYN GALLAGHER, Travis County.

Consideration Pending: To be Members of the SOUTHWEST TRAVIS COUNTY WATER DISTRICT BOARD OF DIRECTORS: D. Jarrett Bates, Travis County; Kirby L. Brown, Travis County; Kevin Cromack, Travis County; Colin G. Haza, Travis County; Mark C. Kelling, Travis County; Kenneth Bruce Levine, Travis County; Duncan C. Norton, Travis County; Darlene Rojas-Wilson, Travis County; John Francis Williams, Travis County.

Members, Teacher Retirement System of Texas Board of Trustees: JAMES P. CUMMINGS, Sr., Tom Green County; JAMES H. SIMMS, Potter County; RONALD G. STEINHART, Dallas County; WENDELL WHITTENBURG, Nolan County.

Members, Texas Municipal Retirement System Board of Trustees: VICTORIA LEE HAPER LaFOLLETT, Gregg County; CHARLES E. WINDWEHEN, Victoria County.

Consideration Pending: To be a Member of the TEXAS COSMETOLOGY COMMISSION: Brian P. King, Harris County.

Members, Texas Appraiser Licensing and Certification Board: BENJAMIN EDWIN BARNETT, Dallas County; LEONEL GARZA, Jr., Hidalgo County; VIDAL GONZALEZ, Val Verde County; JACQUELINE G. HUMPHREY, C.P.A., Potter County; EDUARDO A. LOPEZ, Nueces County; A. E. "BUTCH" NELSON, Jr., Taylor County; DEBRA S. RUNYAN, Bexar County; ROBERT A. "PETE" SEALE, Jr., Harris County; JAMES MELVIN SYNATZSKE, Erath County; CECIL WAYNE WIMBERLY, Bosque County.

Members, Texas Diabetes Council: MARIA C. ALLEN, M.D., Hidalgo County; GENE BELL, R.N., Lubbock County; JOHN STUART FITTS, Dallas County; VICTOR HUGO GONZALEZ, M.D., Hidalgo County; JUDITH E. LOWE HALEY, Harris County; LAWRENCE B. HARKLESS, D.P.M., Bexar County; RICHARD S. "RICK" HAYLEY, Nueces County; T. RAY McCANN, Titus County; CHERYL JENKINS PORTER, Midland County; PHILIP L. RICKS II, Bexar County.

Members, Texas State Board of Public Accountancy: APRIL L. EYEINGTON, C.P.A., Brazos County; GWEN B. GILBERT, C.P.A., Dallas County; REBECCA BEARD JUNKER, C.P.A., Fort Bend County; REAGAN S. McCOY, Bexar County; LOU MILLER, Bexar County; JANET FORGEY PARNELL, Hemphill County; EDWARD L. SUMMERS, C.P.A., Travis County; BARBARA J. THOMAS, Harris County.

Members, Texas Commission for the Blind: JAMES LAURENCE CALDWELL, Ph.D., Travis County; C. ROBERT KEENEY, Jr., Harris County; WILLIAM FRANK MULLICAN, Jr., Lubbock County; DON W. OATES, Nacogdoches County; BEVERLEY A. STILES, Duval County; JOHN M. TURNER, Dallas County.

#### HOUSE CONCURRENT RESOLUTION 271

The Presiding Officer laid before the Senate the following resolution:

WHEREAS, **HB 606** has been adopted by the house of representatives and the senate; and

WHEREAS, The bill contains a grammatical error that needs correction; now, therefore, be it

RESOLVED, That the enrolling clerk of the house of representatives be hereby instructed to make the following correction:

In added Section 32.0246(d), Human Resources Code, strike "may not exceed more than 500" and substitute "may not exceed 500".

MONCRIEF

The resolution was read.

On motion of Senator Moncrief and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

#### SENATE RESOLUTION 769

Senator Haywood offered the following resolution:

BE IT RESOLVED by the Senate of the State of Texas, 75th Legislature, Regular Session, 1997, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08, to enable the conference committee appointed to resolve the differences on **SB 1590** to consider and take action on the following specific matters:

1. Senate Rule 12.03(2) is suspended to permit the committee to amend Section 2 of the bill to read as follows:

SECTION 2. Subsection (a), Section 76.105, Agriculture Code, is amended to read as follows:

(a) A person may not purchase or use a restricted-use or state-limited-use pesticide unless the person is:

(1) licensed as a commercial applicator, noncommercial applicator, or private applicator and authorized by the license to use the restricted-use or state-limited-use pesticide in the license use categories covering the proposed pesticide use;

(2) an individual acting under the direct supervision of a licensed applicator; or

(3) a certified private applicator as defined in Section 76.112(j) of this code.

Explanation: This amendment is necessary to omit text that was in conflict with the exemption provided by Section 76.118, Agriculture Code, as added by the bill.

2. Senate Rule 12.03(3) is suspended to permit the committee to amend Section 3 of the bill to read as follows:

SECTION 3. Subchapter E, Chapter 76, Agriculture Code, is amended by adding Section 76.118 to read as follows:

Sec. 76.118. EXEMPTION FOR LICENSED VETERINARIANS. The other provisions of this chapter notwithstanding, a person who is licensed to practice veterinary medicine by the State Board of Veterinary Medical Examiners and who is only using a restricted-use or state-limited-use pesticide or a regulated herbicide as a drug or medication during the course of the veterinarian's normal practice or as a private applicator shall not be required to obtain a license under this chapter to purchase or use restricted-use or state-limited-use pesticides or a regulated herbicide.

Explanation: This addition is necessary to correct an unintentional omission.

The resolution was read and was adopted by a viva voce vote.

#### HOUSE CONCURRENT RESOLUTION 273

The Presiding Officer laid before the Senate the following resolution:

WHEREAS, **HB 3** has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains technical errors that should be corrected; now, therefore, be it

RESOLVED by the 75th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to correct **HB 3** as follows:

(1) Strike Section 109.063(d), Health and Safety Code, as added by Senate Floor Amendment No. 2, and substitute the following:

"(d) The participation criteria for authorized insurers, health service organizations, health maintenance organizations, and other entities that provide coverage under the health benefit program shall not allow an eligible coverage provider to establish a school-based clinic for the provision of covered treatment services, except for routine health screening and preventive measures including, but not limited to, immunizations, inoculations, or hearing and vision testing."

(2) Strike Section 154.182(b), Family Code, as amended by SECTION 2 of the bill and Senate Floor Amendment Nos. 3 and 4, and substitute the following:

"(b) Except as provided for by Subdivision (6), in [It] determining the manner in which health insurance for the child is to be ordered, the court shall render its order in accordance with the following priorities, unless a party shows good cause why a particular order would not be in the best interest of the child:

(1) if health insurance is available for the child through the obligor's employment or membership in a union, trade association, or other organization, the court shall order the obligor to include the child in the obligor's health insurance;

(2) if health insurance is not available for the child through the obligor's employment but is available for the child through the obligee's employment or membership in a union, trade association, or other organization, the court may order the obligee to provide health insurance for the child, and, in such event, shall order the obligor to pay additional child support to be withheld from earnings under Chapter 158 to the obligee for the actual cost of the health insurance for the child; [or]

(3) if health insurance is not available for the child under Subdivision (1) or (2), the court shall order the obligor to provide health insurance for the child if the court finds that health insurance is available for the child from another source and that the obligor is financially able to provide it;

(4) if health insurance is not available for the child under Subdivision (1), (2), or (3), the court shall order the obligor to apply for coverage through the Texas Healthy Kids Corporation established under Chapter 109, Health and Safety Code;

(5) if health coverage is not available for the child under Subdivision (1), (2), (3), or (4), the court shall order the obligor to pay the obligee, in addition to any amount ordered under the guidelines for child support, a reasonable amount each month as medical support for the child to be withheld from earnings under Chapter 158; or

(6) notwithstanding Subdivisions (1) through (3), an obligor whose employer, union, trade association, or other organization does not offer a child/children coverage option in lieu of a spouse/child/children option of health insurance coverage may elect to apply for coverage through the Texas Healthy Kids Corporation. An obligor required to pay additional child support to an obligee for health insurance coverage may elect to apply for coverage through the Texas Healthy Kids Corporation if the obligee's employer, union, trade association, or other organization does not offer a child/children coverage option in lieu of a spouse/child/children option of health insurance coverage."

SIBLEY

The resolution was read.

On motion of Senator Sibley and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

#### HOUSE CONCURRENT RESOLUTION 270

The Presiding Officer laid before the Senate the following resolution:

WHEREAS, **HB 1826** has been adopted by the house of representatives and the senate and is being prepared for enrollment; and

WHEREAS, The bill contains technical errors that should be corrected; now, therefore, be it

RESOLVED by the 75th Legislature of the State of Texas, That the enrolling clerk of the house of representatives be instructed to correct **HB 1826** by striking Section 39 of the bill and renumbering subsequent sections of the bill accordingly.

HARRIS

The resolution was read.

On motion of Senator Harris and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

#### HOUSE BILL 580 ON SECOND READING

On motion of Senator Moncrief and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 580**, Relating to enforcement of laws relating to parking by, or accessibility of facilities to, persons with disabilities.

The bill was read second time.

Senator Moncrief offered the following committee amendment to the bill:

#### Committee Amendment No. 1

Amend **HB 580** in SECTION 8 of the bill, in the second sentence of new Subsection (h) of Section 5, Article 9102, Revised Statutes, by inserting "to which those standards apply" between "for the state" and "comply with" (page 6, line 11).

The committee amendment was read and was adopted by a viva voce vote.

**HB 580** as amended was passed to third reading by a viva voce vote.

#### HOUSE BILL 580 ON THIRD READING

Senator Moncrief moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 580** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 580** was read third time and was passed by a viva voce vote.

#### COMMITTEE SUBSTITUTE

#### HOUSE BILL 767 ON SECOND READING

On motion of Senator Lindsay and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**CSHB 767**, Relating to exempting certain children in foster or residential care from the payment of tuition and fees at state-supported institutions of higher education.

The bill was read second time and was passed to third reading by a viva voce vote.

**COMMITTEE SUBSTITUTE  
HOUSE BILL 767 ON THIRD READING**

Senator Lindsay moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 767** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**CSHB 767** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**HOUSE BILL 65 ON SECOND READING**

On motion of Senator Cain and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 65**, Relating to increases in tuition and fees charged by public institutions of higher education.

The bill was read second time.

Senator Cain offered the following committee amendment to the bill:

**Committee Amendment No. 1**

Amend **HB 65**, as engrossed, by adding a new SECTION 2 to read as follows:

**SECTION 2.** This Act applies beginning with tuition and fees due for the spring semester of 1998.

The committee amendment was read and was adopted by a viva voce vote.

**HB 65** as amended was passed to third reading by a viva voce vote.

**HOUSE BILL 65 ON THIRD READING**

Senator Cain moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 65** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 65** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**COMMITTEE SUBSTITUTE  
HOUSE BILL 2703 ON SECOND READING**

On motion of Senator Harris and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:



**CSHB 2703**, Relating to the regulation of manufactured housing; providing penalties.

The bill was read second time.

Senator Harris offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **CSHB 2703** as follows:

(1) In Section 9(d) of the bill, at lines 49-52, strike the following language:

~~"Internal management operating procedures that prescribe the use of a particular form or that affect the private rights or procedures of a license holder or consumer are also rules."~~

and add the following language in lieu thereof:

"Internal management operating procedures that affect the private rights or procedures of license holders or consumers, including requirements for the use of a particular form, are also rules."

(2) In Section 19(e), page 14, line 30, between the words "the" and "chief appraiser", insert the words:

"tax assessor-collector and the"

(3) Add a new Section 23 to read as follows, and renumber the remaining sections appropriately:

"SECTION 23. Subsection 18(b), Article 21.07, Insurance Code, is amended to read as follows:

"(b) Notwithstanding any provisions of either this Article or of the Insurance Code to the contrary, an employee, officer, director, or shareholder of a dealer who holds a valid dealer's general distinguishing number issued by the Texas Department of Transportation pursuant to the authority of Article 6686, Revised Statutes, or of a retailer who holds a valid license issued by the Texas Department of Housing and Community Affairs pursuant to Article 5221f, Revised Statutes, who is licensed as an agent under this Article, and who enters into a contract with an insurer to act as the insurer's agent in soliciting or writing policies or certificates of credit life insurance, credit accident and health insurance, or both, may assign and transfer to the dealer or retailer, or any affiliate of the dealer or retailer, any commissions, fees, or other compensation to be paid to the agent under the agent's contract with the insurer."

The amendment was read and was adopted by a viva voce vote.

**CSHB 2703** as amended was passed to third reading by a viva voce vote.

**COMMITTEE SUBSTITUTE  
HOUSE BILL 2703 ON THIRD READING**

Senator Harris moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 2703** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**CSHB 2703** was read third time and was passed by a viva voce vote.

**HOUSE BILL 571 ON SECOND READING**

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 571**, Relating to exempting certain educational aides from tuition and fees charged by institutions of higher education.

The bill was read second time and was passed to third reading by a viva voce vote.

**HOUSE BILL 571 ON THIRD READING**

Senator Barrientos moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 571** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 571** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**HOUSE BILL 2215 ON SECOND READING**

On motion of Senator Madla and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 2215**, Relating to court-ordered family counseling for conflicts regarding issues of conservatorship or possession of or access to a child.

The bill was read second time.

Senator Madla offered the following committee amendment to the bill:

**Committee Amendment No. 1**

Amend **HB 2215** as follows:

(1) In Section 1 of the bill, in Section 153.010, Family Code, between "COUNSELING." and "If" (page 1, line 7, House engrossed version), insert "(a)".

(2) In Section 1 of the bill, in Section 153.010, Family Code, between "violence" and "[person]" (page 1, line 16, House engrossed version), insert "if the court determines that the training is relevant to the type of counseling needed".

(3) In Section 1 of the bill, at the end of Section 153.010, Family Code (page 1, between lines 18 and 19, House engrossed version), insert the following:

(b) If a person possessing the requirements of Subsection (a)(1) is not available in the county in which the court presides, the court may appoint a person the court believes is qualified to conduct the counseling ordered under Subsection (a).

The committee amendment was read and was adopted by a viva voce vote.

**HB 2215** as amended was passed to third reading by a viva voce vote.

#### **HOUSE BILL 2215 ON THIRD READING**

Senator Madla moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2215** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 2215** was read third time and was passed by a viva voce vote.

#### **HOUSE BILL 993 ON SECOND READING**

On motion of Senator Brown and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 993**, Relating to the application for and use of the proceeds of loans guaranteed by the Young Farmer Loan Guarantee Program.

The bill was read second time.

Senator Brown offered the following amendment to the bill:

#### **Floor Amendment No. 1**

Amend **HB 993** in SECTION 1 of the bill, in Section 253.002, Agriculture Code, by adding subsection (e) (committee printing page 1, line 33) to read as follows:

(e) The board may enter an agreement with a lender and a borrower under which the board provides a payment from money in the young farmer loan guarantee account for the purpose of providing a reduced interest rate on a loan guaranteed to a borrower under this chapter. The board shall adopt rules to implement this subsection. The maximum rate reduction under this subsection shall not exceed three percentage points.

The amendment was read and was adopted by a viva voce vote.

**HB 993** as amended was passed to third reading by a viva voce vote.

#### **HOUSE BILL 993 ON THIRD READING**

Senator Brown moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 993** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 993** was read third time and was passed by a viva voce vote.

**COMMITTEE SUBSTITUTE  
HOUSE BILL 818 ON SECOND READING**

On motion of Senator Patterson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**CSHB 818**, Relating to a study of the incidence of dual supervision of certain persons by the pardons and paroles division of the Texas Department of Criminal Justice and community supervision and corrections departments and to the reporting of certain arrests to prevent dual supervision.

The bill was read second time.

Senator Patterson offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend Section 1 of **CSHB 818** on page 1, line 21 of the committee printing by striking "September" and replacing it with "June", and by striking "August" on page 1, line 22 and replacing it with "May".

The amendment was read and was adopted by a viva voce vote.

**CSHB 818** as amended was passed to third reading by a viva voce vote.

**COMMITTEE SUBSTITUTE  
HOUSE BILL 818 ON THIRD READING**

Senator Patterson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **CSHB 818** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**CSHB 818** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**HOUSE BILL 2525 ON SECOND READING**

On motion of Senator Moncrief and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 2525**, Relating to the rights and responsibilities of persons with disabilities.

The bill was read second time.

Senator Moncrief offered the following committee amendment to the bill:

**Committee Amendment No. 1**

Amend **HB 2525**, page 3, line 23, by striking "a disease that is contagious or not contagious,".

The committee amendment was read and was adopted by a viva voce vote.

**HB 2525** as amended was passed to third reading by a viva voce vote.

#### **HOUSE BILL 2525 ON THIRD READING**

Senator Moncrief moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2525** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 2525** was read third time and was passed by a viva voce vote.

(Senator Sibley in Chair)

#### **HOUSE BILL 1823 ON SECOND READING**

On motion of Senator Cain and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 1823**, Relating to the slaughter and processing of livestock for personal use.

The bill was read second time and was passed to third reading by a viva voce vote.

#### **HOUSE BILL 1823 ON THIRD READING**

Senator Cain moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1823** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 1823** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

#### **HOUSE BILL 2848 ON SECOND READING**

On motion of Senator Truan and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 2848**, Relating to the curation of artifacts and other items in the custody of the Texas Historical Commission.

The bill was read second time.

Senator Truan offered the following committee amendment to the bill:

#### **Committee Amendment No. 1**

Amend **HB 2848** as follows:

In SECTION 2 of the bill, adding new subsection 191.058(d), Natural Resources Code, on page 1, line 18, after "display.", insert the following: "The Corpus Christi Museum of Science and History:

(1) does not own the artifacts for which it serves as a repository; and  
(2) shall make available for loan to a qualified institution for  
display the marine artifacts for which it serves as a repository."

The committee amendment was read and was adopted by a viva voce vote.

**HB 2848** as amended was passed to third reading by a viva voce vote.

#### **HOUSE BILL 2848 ON THIRD READING**

Senator Truan moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2848** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 2848** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

#### **HOUSE BILL 3100 ON SECOND READING**

Senator Truan asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**HB 3100**, Relating to rights of the elderly.

There was objection.

Senator Truan then moved to suspend the regular order of business and take up **HB 3100** for consideration at this time.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Ogden.

Absent-excused: Carona.

**HB 3100** was read second time and was passed to third reading by a viva voce vote.

#### **HOUSE BILL 3100 ON THIRD READING**

Senator Truan moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 3100** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 3100** was read third time and was passed by a viva voce vote.

#### **GUESTS PRESENTED**

Senator Truan was recognized and introduced to the Senate a group of tenth-grade students from Lyford High School of Lyford.

The Senate welcomed its guests.

**GUESTS PRESENTED**

Senator Galloway was recognized and introduced to the Senate a delegation of citizens from Kingwood.

The Senate welcomed its guests.

**SENATE BILL 1942 ON SECOND READING**

On motion of Senator Madla and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**SB 1942**, Relating to the creation, administration, powers, duties, operation, and financing of the Culberson County Groundwater Conservation District; granting the power of eminent domain; authorizing the issuance of bonds and the imposition of taxes.

The bill was read second time.

Senator Madla offered the following committee amendment to the bill:

**Committee Amendment No. 1**

Amend **SB 1942** as follows:

In SECTION 5 of the bill, add a new subsection (c) to read as follows:

(c) Notwithstanding Subsection (a) of this Section, the following provisions prevail over a conflicting or inconsistent provision in this Act:

- (1) Sections 36.107-36.108, Water Code;
- (2) Sections 36.159-36.161, Water Code; and
- (3) Subchapter I, Water Code.

The committee amendment was read and was adopted by a viva voce vote.

**SB 1942** as amended was passed to engrossment by a viva voce vote.

**SENATE BILL 1942 ON THIRD READING**

Senator Madla moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **SB 1942** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**SB 1942** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**HOUSE BILL 1990 ON SECOND READING**

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 1990**, Relating to advocates for survivors of sexual assault and to confidential communications; providing a criminal penalty.

The bill was read second time.

Senator Barrientos offered the following committee amendment to the bill:

**Committee Amendment No. 1**

Amend **HB 1990** as follows:

On page 5, line 9, strike "may" and substitute "shall".

The committee amendment was read and was adopted by a viva voce vote.

**HB 1990** as amended was passed to third reading by a viva voce vote.

**HOUSE BILL 1990 ON THIRD READING**

Senator Barrientos moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1990** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 1990** was read third time and was passed by a viva voce vote.

**HOUSE BILL 1338 ON SECOND READING**

On motion of Senator Lindsay and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 1338**, Relating to the purchase of directors' and officers' liability insurance by state agencies.

The bill was read second time and was passed to third reading by a viva voce vote.

**HOUSE BILL 1338 ON THIRD READING**

Senator Lindsay moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1338** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 1338** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**HOUSE BILL 3271 ON SECOND READING**

On motion of Senator Truan and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 3271**, Relating to student center complex fees for institutions in The Texas A&M University System.

The bill was read second time and was passed to third reading by a viva voce vote.



**HOUSE BILL 3271 ON THIRD READING**

Senator Truan moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 3271** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 3271** was read third time and was passed by a viva voce vote.

**HOUSE BILL 2071 ON SECOND READING**

On motion of Senator Lucio and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 2071**, Relating to qualifications to serve as a constable and to the powers and duties of constables and deputy constables.

The bill was read second time.

Senator Lucio offered the following committee amendment to the bill:

**Committee Amendment No. 1**

**HB 2071** is amended to read as follows:

A) Strike SECTION 1 of **HB 2071** and replace with new SECTION 1.

SECTION 1. Section 86.021(a), Local Government Code is amended to read as follows: (a) A constable shall execute and return as provided by law each process, warrant, and precept that is directed to the constable and is delivered by a lawful officer. Notices required by Section 24.005, Property Code, relating to eviction actions are process for purposes of this section that may be executed by a constable.

B) Add new SECTION 2 to read as follows and renumber sections accordingly:

SECTION 2. Subchapter A, Section 154.005 OF THE LOCAL GOVERNMENT CODE IS AMENDED TO READ AS FOLLOWS:

(d) A constable may receive in addition to section 154.005(c) of the Texas Government Code, all fees, commissions, or payments for delivering notices required by Section 24.005, Property Code, relating to eviction actions. A constable delivering said notices must not be wearing upon his or her person a uniform or any insignia which would usually be associated with the position of constable nor may the constable use a county vehicle or county equipment while delivering said notices. For purposes of collecting fees for serving said notices, a constable is considered a private process server.

The committee amendment was read.

Senator Ogden offered the following amendment to Committee Amendment No. 1:

**Floor Amendment No. 1**

Amend **HB 2071** as follows:

On page 1, line 25 between the period and "A constable" insert "Notices may only be delivered when not in conflict with the official duties and responsibilities of the constable."

The amendment to Committee Amendment No. 1 was read and was adopted by a viva voce vote.

Question recurring on the adoption of Committee Amendment No. 1 as amended, the amendment as amended was adopted by a viva voce vote.

**HB 2071** as amended was passed to third reading by a viva voce vote.

**RECORD OF VOTES**

Senators Harris and Moncrief asked to be recorded as voting "Nay" on the passage of the bill to third reading.

**HOUSE BILL 2071 ON THIRD READING**

Senator Lucio moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2071** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Armbrister, Barrientos, Bivins, Brown, Cain, Duncan, Ellis, Fraser, Gallegos, Galloway, Haywood, Lindsay, Lucio, Luna, Madla, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Truan, Wentworth, West, Whitmire, Zaffirini.

Nays: Harris, Moncrief.

Absent-excused: Carona.

**HB 2071** was read third time and was passed by a viva voce vote.

**RECORD OF VOTES**

Senators Harris and Moncrief asked to be recorded as voting "Nay" on the final passage of the bill.

**HOUSE JOINT RESOLUTION 83 ON SECOND READING**

On motion of Senator Lucio and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HJR 83**, Proposing a constitutional amendment to allow the legislature to prescribe the qualifications of constables.

The resolution was read second time and was passed to third reading by a viva voce vote.

**RECORD OF VOTES**

Senators Harris and Moncrief asked to be recorded as voting "Nay" on the passage of the resolution to third reading.

**HOUSE JOINT RESOLUTION 83 ON THIRD READING**

Senator Lucio moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HJR 83** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Armbrister, Barrientos, Bivins, Brown, Cain, Duncan, Ellis, Fraser, Gallegos, Galloway, Haywood, Lindsay, Lucio, Luna, Madla, Nelson, Nixon, Ogden, Patterson, Ratliff, Shapiro, Shapleigh, Sibley, Truan, Wentworth, West, Whitmire, Zaffirini.

Nays: Harris, Moncrief.

Absent-excused: Carona.

**HJR 83** was read third time and was passed by the following vote: Yeas 28, Nays 2. (Same as previous roll call)

**HOUSE BILL 1144 ON SECOND READING**

On motion of Senator Brown and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 1144**, Relating to the consolidation of herbicide and pesticide laws under the jurisdiction of the Department of Agriculture.

The bill was read second time.

Senator Brown offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 1144** by adding SECTION 4 on page 28, line 35, to read as follows:

SECTION 4. Section 4B(d), Texas Structural Pest Control Act (Article 135b-6, Vernon's Texas Civil Statutes), is amended to read as follows:

(d) An owner of a building that is an apartment building; day-care center; hospital; nursing home; hotel; motel; lodge; warehouse; food-processing establishment; or school or educational institution, may obtain pest control services for that building from a person only by:

(1) contracting with a person or business that has a [~~structural pest control business~~] license to perform the services; or

(2) requiring an employee of the owner, who is licensed as a certified noncommercial applicator or technician, to perform the services.

Section 11, Texas Structural Pest Control Act (Article 135b-6, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 11. EXCEPTIONS. Except for Sections [~~Section~~] 4H(d) and 4I of this Act, the provision of this Act shall not apply to nor shall the following persons be deemed to be engaging in the business of structural pest control:

(1) a person who performs pest control work upon property which he owns, leases, or rents as his dwelling;

(2) a person who performs pest control work on growing plants, trees, shrubs, grass, or other horticultural plants if the person:

(A) holds a Class 1, Class 2, Class 3, or Class 4 registration certificate from the Department of Agriculture under Section 71.043, Agriculture code; and

(B) holds a certified commercial or noncommercial applicator's license from the Department of Agriculture that covers that pest control work;

(3) a person or his employee who is engaged in the business of agriculture or aerial application or custom application of pesticides to agricultural lands;

(4) a person who uses pest control chemicals that are for household use and are available for purchase in retail food stores, such as aerosol bombs and spray cans, if the insecticide is used in accordance with the label directions on the insecticide or board rules or guidelines, or as provided by Section 4B of this Act and is:

(A) used by the owner or his employee or agent in space occupied by the building owner in a residential building; or

(B) used in a place that is vacant, unused, and unoccupied; ~~and~~

(5) a person acting as a beekeeper, as defined by Section 131.001, Agriculture Code, who:

(A) is registered with the chief apiary inspector as provided by Chapter 131, Agriculture Code, and the board;

(B) does not use pesticides or electrical devices other than conventional bee smokers or other equipment as defined by Section 131.001, Agriculture Code; and

(C) collects, removes, or destroys honey bees not attached to a dwelling or structure occupied by the public; ~~or~~

~~(6) a person who performs pest control work on growing plants, trees, shrubs, grass, or other horticultural plants or rights-of-way if the person:~~

~~(A) complies with annual continuing education required by the Department of Agriculture;~~

~~(B) holds a certified commercial or noncommercial applicator's license from the Department of Agriculture that covers pest control work or is under the direct supervision of a person who holds a certified commercial or noncommercial applicator's license from the Department of Agriculture that covers pest control work;~~

~~(C) is an employee of a political subdivision or a cemetery; and~~

~~(D) is engaged in pest control work or vegetation management for the political subdivision or cemetery.~~

Renumber lines and remaining sections accordingly.

The amendment was read and was adopted by a viva voce vote.

HB 1144 as amended was passed to third reading by a viva voce vote.

**HOUSE BILL 1144 ON THIRD READING**

Senator Brown moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 1144** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 1144** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**HOUSE BILL 2183 ON SECOND READING**

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 2183**, Relating to creation of the County Court at Law Number 4 of Travis County.

The bill was read second time and was passed to third reading by a viva voce vote.

**HOUSE BILL 2183 ON THIRD READING**

Senator Barrientos moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2183** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 2183** was read third time and was passed by a viva voce vote.

**HOUSE BILL 2446 ON SECOND READING**

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 2446**, Relating to performance audits of certain metropolitan transit authorities.

The bill was read second time.

Senator Barrientos offered the following committee amendment to the bill:

**Committee Amendment No. 1**

Amend **HB 2446** in Subchapter B, Chapter 403, Government Code by deleting Sec. 403.026(a) of the bill and inserting a new Sec. 403.026(a) to read as follows:

Sec. 403.026. PERFORMANCE AUDIT OF CERTAIN TRANSIT AUTHORITIES. (a) This section applies only to a transit authority that is governed by Chapter 451, Transportation Code and was confirmed

before July 1, 1985 and does not contain a municipality of more than 750,000.

The committee amendment was read and was adopted by a viva voce vote.

**HB 2446** as amended was passed to third reading by a viva voce vote.

#### **HOUSE BILL 2446 ON THIRD READING**

Senator Barrientos moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2446** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 2446** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

#### **GUESTS PRESENTED**

Senator Harris was recognized and introduced to the Senate a group of fifth-grade students and their teachers from the Arlington, Fort Worth, and Dallas Independent School Districts, accompanied by Texas Rangers' second baseman Mark McLemore.

The Senate welcomed its guests.

#### **HOUSE BILL 2846 ON SECOND READING**

On motion of Senator Madla and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 2846**, Relating to the provision of health care services by advanced practice nurses and physician assistants in collaborative practice with physicians.

The bill was read second time.

Senator Madla offered the following committee amendment to the bill:

##### **Committee Amendment No. 1**

Amend **HB 2846** as follows:

In Section 4, Subsection (j) (engrossed version, page 3, line 18), between "assistant" and "because", insert "solely".

The committee amendment was read and was adopted by a viva voce vote.

Senator Madla offered the following committee amendment to the bill:

##### **Committee Amendment No. 2**

Amend **HB 2846** by adding a new SECTION 4 to read as follows and renumbering subsequent sections accordingly:

SECTION 4. Article 4525d, Revised Statutes, is amended by amending Subsections (c) and (d) and by adding Subsection (e) to read as follows:

(c) If a collaborating physician or other person who regularly employs, hires, or otherwise contracts for the services of at least 10 advanced practice nurses or other registered nurses requests one of those nurses to engage in conduct that the nurse believes violates a registered nurse's duty to a patient, the nurse may request a finding by a nursing peer review committee under Article 4525b, Revised Statutes, of whether the conduct violates a registered nurse's duty to a patient. A nurse who in good faith requests, on a form produced by the board, a peer review determination under this subsection may engage in the requested conduct pending the peer review, is not subject to the reporting requirement under Article 4525a, Revised Statutes, and may not be disciplined by the board for engaging in that conduct while the peer review is pending. The findings of the peer review committee shall be considered in a decision to discipline the nurse, but those findings are not binding if a registered nurse administrator believes in good faith that the peer review committee has incorrectly determined a registered nurse's duty. A nurse who in good faith requests a peer review under this subsection may not be disciplined or discriminated against for making the request. If the conduct for which the peer review is requested under this subsection involves the medical reasonableness of a physician's order, the medical staff or medical director shall be requested to make a determination as to the medical reasonableness of the physician's order, which shall be determinative of that issue. A registered nurse's rights under this article may not be nullified by a contract.

(d) An appropriate licensing agency may take action against a person who violates this article.

(e) ~~[(d)]~~ In this article: (c)

(1) "Collaborating physician" means a physician who has delegated prescriptive authority to an advanced practice nurse pursuant to 3.06(d)(5) or (6), Medical Practice Act (Article 4495b, Vernon's Texas Civil Statutes).

(2) "Duty to a patient" means conduct, including administrative decisions directly affecting a registered nurse's ability to comply with that duty, required by standards of practice or professional conduct adopted by the board.

(3) "Person" [~~"person"~~] includes an individual, organization, agency, facility, or other entity.

The committee amendment was read and was adopted by a viva voce vote.

Senator Madla offered the following committee amendment to the bill:

**Committee Amendment No. 3**

Amend **HB 2846** page 2 line 21 as follows:

Sec. 3.06(b) by adding after students, provided that consent to treatment complies with the provisions of Chapter 32, Family Code, Vernon's Texas Codes Annotated.

The committee amendment was read and was adopted by a viva voce vote.

Senator Nelson offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **HB 2846**, by adding a new SECTION 7, and by renumbering accordingly. The new SECTION 7 will read as follows:

SECTION 7. Section 2.09, Medical Practice Act (Article 4495b, Vernon's Texas Civil Statutes) is amended to add a new subsection (cc) to read as follows:

(cc) Notwithstanding the provisions of Article 4512m, Vernon's Texas Civil Statutes or any other law, the board is authorized to establish the educational and training requirements for a person performing procedures or therapies under the delegation and supervision of a physician.

The amendment was read.

On motion of Senator Nelson and by unanimous consent, Floor Amendment No. 1 was withdrawn.

On motion of Senator Madla and by unanimous consent, further consideration of **HB 2846** was postponed to a time certain of 12:00 noon today.

Question—Shall **HB 2846** as amended be passed to third reading?

(Senator Brown in Chair)

**MOTION TO PLACE  
HOUSE BILL 2252 ON SECOND READING**

Senator Truan asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

**HB 2252**, Relating to certain projects and programs for residents of a colonia.

There was objection.

Senator Truan then moved to suspend the regular order of business and take up **HB 2252** for consideration at this time.

The motion was lost by the following vote: Yeas 12, Nays 17.

Yeas: Barrientos, Cain, Ellis, Gallegos, Lucio, Luna, Ogden, Shapleigh, Truan, West, Whitmire, Zaffirini.

Nays: Bivins, Brown, Duncan, Fraser, Galloway, Harris, Haywood, Lindsay, Madla, Moncrief, Nelson, Nixon, Patterson, Ratliff, Shapiro, Sibley, Wentworth.

Absent: Armbrister.

Absent-excused: Carona.

**HOUSE BILL 3594 ON SECOND READING**

On motion of Senator Lindsay and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:



**HB 3594**, Relating to granting additional powers to the Westchase District, formerly known as the Westchase Area Management District.

The bill was read second time and was passed to third reading by a viva voce vote.

**HOUSE BILL 3594 ON THIRD READING**

Senator Lindsay moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 3594** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 3594** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**MESSAGE FROM THE HOUSE**

**HOUSE CHAMBER**

Austin, Texas

Monday, May 19, 1997

The Honorable President of the Senate  
Senate Chamber  
Austin, Texas

Mr. President:

I am directed by the House to inform the Senate that the House has taken the following action:

**THE HOUSE HAS PASSED THE FOLLOWING MEASURES:**

**HCR 268**, Commemorating the unveiling of the Mercer Colony Historical Marker.

**SB 1286**, Relating to civil service for firefighters and police officers in certain municipalities.  
(Amended)

**SCR 89**, Commending the Creagleville Historical Marker Association.

**THE HOUSE HAS CONCURRED IN SENATE AMENDMENTS TO THE FOLLOWING MEASURES:**

**HB 337** (Viva-voce vote)

**HB 909** (Viva-voce vote)

**HB 984** (Viva-voce vote)

**HB 1217** (142 Yeas 0 Nays 2 Present-not voting)

**HB 1761** (Viva-voce vote)

**HB 2119** (Viva-voce vote)

**THE HOUSE HAS REFUSED TO CONCUR IN SENATE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT**

OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES  
BETWEEN THE TWO HOUSES:

**HB 39**

House Conferees: McCall - Chair/Gray/Janek/Roman/Van de Putte

**HB 2542**

House Conferees: Kuempel - Chair/Davis/Hightower/King/McCall

Respectfully,

/s/Sharon Carter, Chief Clerk  
House of Representatives

**SENATE CONCURRENT RESOLUTION 99**

Senator Wentworth offered the following resolution:

WHEREAS, **SB 1437** has passed the Texas Senate and the Texas House of Representatives and is now in the office of the governor; and

WHEREAS, Further consideration of the bill by the senate and the house of representatives is necessary; now, therefore, be it

RESOLVED by the 75th Legislature, That the governor be hereby requested to return **SB 1437** to the house for further consideration; and, be it further

RESOLVED, That the action of the President of the Senate and the Speaker of the House in signing **SB 1437** be declared null and void and that the two presiding officers be authorized to remove their signatures from the enrolled bill.

The resolution was read.

On motion of Senator Wentworth and by unanimous consent, the resolution was considered immediately and was adopted by a viva voce vote.

**HOUSE BILL 3579 ON SECOND READING**

On motion of Senator Galloway and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

**HB 3579**, Relating to the creation, administration, powers, and authority of the Chambers County-Cedar Bayou Navigation District.

The bill was read second time and was passed to third reading by a viva voce vote.

**HOUSE BILL 3579 ON THIRD READING**

Senator Galloway moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 3579** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Carona.

**HB 3579** was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

#### **HOUSE BILL 2846 ON SECOND READING**

The Presiding Officer laid before the Senate **HB 2846** on its second reading and passage to third reading. The bill was read second time, amended, and further consideration was postponed to a time certain of 12:00 noon today.

**HB 2846**, Relating to the provision of health care services by advanced practice nurses and physician assistants in collaborative practice with physicians.

Question—Shall **HB 2846** as amended be passed to third reading?

**HB 2846** as amended was passed to third reading by a viva voce vote.

#### **RECORD OF VOTE**

Senator Shapiro asked to be recorded as voting "Nay" on the passage of the bill to third reading.

#### **HOUSE BILL 2846 ON THIRD READING**

Senator Madla moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **HB 2846** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Nays: Shapiro.

Absent-excused: Carona.

**HB 2846** was read third time and was passed by a viva voce vote.

#### **RECORD OF VOTE**

Senator Shapiro asked to be recorded as voting "Nay" on the final passage of the bill.

#### **BILLS AND RESOLUTIONS SIGNED**

The Presiding Officer announced the signing of the following enrolled bills and resolutions in the presence of the Senate after the captions had been read:

**HB 138, HB 336, HB 423, HB 460, HB 475, HB 480, HB 540, HB 546, HB 598, HB 621, HB 663, HB 726, HB 770, HB 906, HB 1112, HB 1177, HB 1193, HB 1203, HB 1306, HB 1316, HB 1407, HB 1524, HB 1602, HB 1632, HB 1719, HB 1977, HB 2064, HB 2141, HB 2179, HB 2300, HB 2499, HB 2510, HB 2699, HB 2734, HB 2851, HB 3212, HB 3490, HB 3504, HB 3558, HCR 64, HCR 79, HCR 231, HCR 238, HCR 244, HCR 257**

#### **CONGRATULATORY RESOLUTIONS**

**SCR 97** - by Gallegos: Congratulating the seniors of Robert E. Lee High School in Baytown.

**SCR 98** - by Ogden: Congratulating the City of Georgetown.

**SR 772** - by Whitmire: Congratulating Walter G. Hall of Galveston County.

**SR 773** - by Cain: Congratulating Stacy Lynn Boggs of Emory.

**SR 774** - by Cain: Congratulating Jason Thomas Hodges of Tyler.

**SR 775** - by Carona: Commending Charles "Slick" Neal of Austin.

**SR 776** - by Carona: Commending Jimmy Gooden of Austin.

#### **MISCELLANEOUS RESOLUTION**

**HCR 260** - (Zaffirini): Designating August 24-30, 1997, Gun Safe Week.

#### **ADJOURNMENT**

On motion of Senator Truan, the Senate at 12:20 p.m. adjourned until 9:30 a.m. tomorrow.

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#### **APPENDIX**

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#### **COMMITTEE REPORTS**

The following committee reports were received by the Senate:

May 18, 1997

**EDUCATION — CSHB 318**

**INTERGOVERNMENTAL RELATIONS — HB 2736 (Amended)**

**STATE AFFAIRS — CSHB 92**

**COMMITTEE OF THE WHOLE SENATE ON LEGISLATIVE AND CONGRESSIONAL REDISTRICTING — HB 2254**

**STATE AFFAIRS — HB 2768, HB 3437, HB 3530, HB 790, HB 3441, HB 3440, HB 1521, HB 1779, HB 2029, HB 2202, HB 629, HB 920, HB 1216, HB 2745, HB 3570, HB 3350, HB 3368, HB 1653, HB 2733, HB 2018, HB 325, HB 2861, HB 3329, HB 2915, HB 2353**

**CRIMINAL JUSTICE — HB 1070 (Amended)**

**JURISPRUDENCE — HB 601 (Amended)**

**CRIMINAL JUSTICE — CSHB 3278**

**HEALTH AND HUMAN SERVICES — HB 1868 (Amended), HCR 151, HB 942 (Amended), HB 2556, HB 2984 (Amended), HB 2472 (Amended), HB 932, HB 2875, HB 2385, HB 3428, HCR 215 (Amended), HB 3018, HB 3054, HB 3075, HB 2481, HB 2384, HCR 156, HB 1596, HB 2856, HB 2078, HB 1909 (Amended)**

STATE AFFAIRS — HB 1483, HB 422, HB 3016, HB 3037, HB 425, HB 841, HB 1176, HB 2584, HB 3436, CSHB 330, CSHB 332, HB 724 (Amended), HB 1362 (Amended), HB 1055, HB 66 (Amended), CSSB 22, HB 625

ECONOMIC DEVELOPMENT — CSHB 1526, CSHB 1324, CSHB 1305, HB 1755 (Amended), HB 3137 (Amended), CSHB 1525, CSHB 1528, CSHB 1168

EDUCATION — CSHB 2146, HB 1043, HB 1606, HB 1800, HB 2061, HB 3125, SCR 95

STATE AFFAIRS — CSHB 1595, CSHB 331, CSHB 1445, CSHB 2295

ADMINISTRATION — HCR 265, HCR 256, HCR 245, HCR 242, HCR 241, HCR 240, HCR 236, HCR 235, HCR 232, HCR 230, HCR 228, HCR 144, HCR 82, HCR 23, SCR 94, SCR 93

STATE AFFAIRS — CSHB 2101

FINANCE — HB 99 (Amended), CSHB 137, HB 640, HB 1384, HB 1820, HB 2198, HB 2383, HB 2617, HB 2681, HB 2948, HB 3513, HCR 26, HCR 118, HCR 211, SCR 71

STATE AFFAIRS — HB 3092, HB 3515, HB 131, HB 17, HB 399, HB 2067, CSHB 1418, HB 297, HB 1899, HB 2380, HB 1001

EDUCATION — CSHB 3249, CSHB 2517, CSHB 2491, CSHB 583

HEALTH AND HUMAN SERVICES — CSHB 723, HB 119, CSHB 2913

NATURAL RESOURCES — CSHB 2705, CSHB 2258

JURISPRUDENCE — HB 1914, HB 2169, HB 1645, HB 1756, HB 1886, HB 1327, HB 1453, HB 1507, SB 1958, CSSB 1384, HB 1314, HB 820, HB 881, HB 785, CSHB 172, HB 697, HB 21

NATURAL RESOURCES — HB 3609, HB 3059, HB 3019, HB 2981, HB 328, HB 1759

STATE AFFAIRS — HB 3048, HB 882, CSHB 2816, HB 1572, HB 1188, HB 685, HB 2880, HB 2493, HB 273, HB 3569, HB 2887, CSHB 2086, HB 3157, HB 951, HB 2328, HB 1285 (Amended), HB 1048, HB 3063, HB 3576, HB 2522, HB 298 (Amended), HJR 104, HJR 31

CRIMINAL JUSTICE — HB 2738, HB 2693, HB 2634, HB 2222, HB 1928, HB 1917, HB 1427, HB 1333, HB 1230, HB 981, HB 3244, HB 3229, HB 2899, HB 2874, HB 2749

JURISPRUDENCE — HB 3052, CSHB 2951, HB 2261 (Amended), HB 2837, CSHB 2189, CSHB 1175, HB 1553, HB 2273, HB 2615 (Amended), HB 2633, HB 2069, HB 2697, HJR 55, HB 3605, HB 3544, HB 2272

CRIMINAL JUSTICE — HB 126, HB 156 (Amended), CSHB 253, HB 507 (Amended), CSHB 677, HB 819, HB 921, HB 972, HB 1142 (Amended), HB 1370 (Amended), HB 1467, HB 1684, HB 2829,

**HB 2909, CSHB 2592, HB 2502, HB 2396, HB 2324, HB 2283, HB 2065, HB 1912, HB 1968**

**ECONOMIC DEVELOPMENT — CSSB 189, HB 3575, HB 3563, HB 3522, HB 3279, HB 3202, HB 3139, HB 3078, HB 3077, HB 3076, HB 2503, HB 2133, HB 2128, CSHB 2001, HB 1789, HB 1708, HB 1662, HB 1498, HB 1477, HB 1465, CSHB 1356, HB 1202, CSHB 1173, HB 853, HB 768, HB 102, HCR 204**

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**SENT TO GOVERNOR**

May 19, 1997

**SB 94, SB 199, SB 231, SB 555, SB 657, SB 773, SB 781, SB 881, SB 1227, SB 1277, SB 1313, SB 1600, SB 1601, SB 1621, SB 1639**

**SIGNED BY GOVERNOR**

May 19, 1997

**SB 82, SB 93, SB 226, SB 292, SB 327, SB 420, SB 503, SB 626, SB 635, SB 639, SB 646, SB 702, SB 721, SB 804, SB 816, SB 833, SB 912, SB 1038, SB 1111, SB 1162, SB 1219**